

JOURNAL OF THE HOUSE.

Tuesday, June 27, 2006.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer. Eternal God, in Whom we place our hope and trust, Your personal concern for our total well-being and Your always-available assistance enables us to live happy, meaningful and purposefull lives. With Your help, we keep our lives focused and our priorities and goals in clear perspective, even in the midst of the day's many distractions. Inspire us to remain faithful to our traditional political, philosophical and religious principles and beliefs. Teach us to make thoughtful decisions which improve the human and spiritual quality of life for all and serve the common good of the people and our communities.

Grant Your blessings to the Speaker, to the members and employees of this House and their families. Amen.

Pledge of allegiance. At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

Bertha McKibben. Resolutions (filed with the Clerk by Messrs. Stanley of Waltham and Koutoujian of Waltham) congratulating Bertha McKibben on the occasion of her one hundredth birthday, were referred, under Rule 85, to the committee on Rules.

Mrs. Harkins of Needham, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Linsky of Natick, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Petitions severally were presented and referred as follows:

North Reading, water services. By Mr. Jones of North Reading, petition (subject to Joint Rule 12) of Bradley H. Jones, Jr., and others relative to the delivery of water services to the town of Reading by the Water Resources Authority.

Watertown, school committee. By Ms. Kaprielian of Watertown, petition (subject to Joint Rule 12) of Rachel Kaprielian and Peter J. Koutoujian (with the approval of the town council) that the Secretary of the Commonwealth be directed to place on the state election ballot in the city known as the town of Watertown a certain question relative to the filling of a vacancy in the office of school committee in said town.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

The engrossed Bill relative to the licensure of massage therapists (see Senate, No. 2258, amended), which had been returned to the Senate by His Excellency the Governor, with his objections thereto in writing (for message, see Senate, No. 2587), came from said branch that it had passed said bill, notwithstanding the said objections, by a vote of 29 yeas to 8 nays.

Under House Rule 12, the bill was placed in the Orders of the Day for the next session, the question being on passing the bill, in concurrence, notwithstanding the objections of the Governor.

Bills

Relative to Quincy College (Senate, No. 2523) (on a petition) [Local Approval Received];

Relative to lending limits (Senate, No. 2540) (on Senate, No. 614);

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

A petition of Susan C. Fargo for legislation to reinstate Jesse M. Heines as a member in service of the state employees' retirement system, came from the Senate referred, under suspension of Joint Rule 12, to the committee on Public Service.

The House then concurred with the Senate in the suspension of said rule; and the petition (accompanied by bill, Senate, No. 2602) was referred, in concurrence, to the committee on Public Service.

Reports of Committees.

The committee of conference on the disagreeing votes of the two branches, with reference to the Senate amendment (striking out all after the enacting clause and inserting in place thereof the text contained in Senate document numbered 2470) of the House Bill relative to mercury management (House, No. 4670), reported a bill with the same title (House, No. 5112). Read; and referred, under Rule 7A to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, the report was placed in the Orders of the Day for the next session, the question being on acceptance.

By Mrs. Haddad of Somerset, for the committee on Education, on House, Nos. 1046, 1071, 1131, 1186, 1219, 4157 and 4375, an Order relative to authorizing the committee on Education to make an investigation and study of certain House documents concerning early childhood education and other related matters (House, No. 5113). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Subsequently Mr. Scaccia of Boston, for said committees, reported asking to be discharged from further consideration of said order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Massage therapists.

Quincy College.

Stock corporations, obligations

Jesse M. Heines, reinstating.

Mercury Management.

Education, study.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

The Senate Bill requiring a study by the Executive Office of Transportation and Construction of the Alewife area (Senate, No. 1909, amended); and

The House Bill relative to the duties of the clerk of the Superior Court (House, No. 765);

Severally placed in the Orders of the Day for the next sitting for a second reading with certain amendments (previously recommended by the committee on Ways and Means) pending.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the following matters be scheduled for consideration by the House:

Senate bills

Further regulating intermunicipal agreements (Senate, No. 1174); and

Releasing certain land in Amherst from the operation of an agricultural preservation restriction (Senate, No. 2359) [Local Approval Received]; and

House bills

Making amendments to the Uniform Commercial Code covering provisions dealing with negotiable instruments and bank deposits and collections (House, No. 16);

Relative to dissection choice (House, No. 1051, changed);

Relative to the sale of certain types of life insurance policies within the Commonwealth (House, No. 1512);

To exempt small charities from tax upon raffle proceeds (House, No. 2414);

Relative to hearings of the Division of Medical Assistance (House, No. 2681, changed);

Relative to the list of legal investments prepared by the Commissioner of Banks (House, No. 3034);

Further regulating stop payment orders to a bank (House, No. 3094);

Relative to the Middlesex Canal Commission (House, No. 4280);

Relative to assisted living (House, No. 4494);

Relative to the investment laws of life insurance companies (House, No. 4973);

Relating to Division of Insurance maintenance assessments (House, No. 4975); and

Providing for the establishment and administration of rent regulations and the control of evictions in manufactured housing communities in the town of Lakeville (House, No. 5016) [Local Approval Received];

Severally placed in the Orders of the Day for the next sitting for a second reading.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill relative to the sale of land in Quincy by the Massachusetts Water Resource Authority (Senate, No. 2190, amended) ought to pass with an amendment by striking out section 1.

Alewife
area.

Superior
Court,
clerks.

Intermunicipal
agreements.

Amherst
land.

Bank
deposits.

Dissection.

Life
insurance.

Raffles.

Nursing.

Bank
Commissioner.

Banks.

Middlesex Canal.

Assisted living.

Life insurance.

Division of
Insurance.

Lakeville,
manufactured
housing.

MWRA,
Quincy
land.

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading with the amendment pending.

By Mr. DeLeo of Winthrop, for the committee on Ways and Means, that the Bill authorizing the town of Shrewsbury to exchange certain land (House, No. 4739) ought to pass [Local Approval Received]. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Donato of Medford, for said committee, reported that the matter be scheduled for consideration by the House; and, under said rule, it was placed in the Orders of the Day for the next sitting for a second reading.

Orders of the Day.

The Senate Bill removing automatic qualification for certain licenses (Senate, No. 469, amended), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence. Sent to the Senate for concurrence in the amendment previously adopted by the House.

House bills

Establishing state trademarks (House, No. 3500) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to processing of funds (House, No. 4649);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Recesses.

At thirteen minutes after eleven, on motion of Mr. Kaufman of Lexington (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after twelve o'clock noon; and at half past twelve o'clock the House was called to order with Mr. Donato in the Chair.

The House thereupon took a further recess, on motion of Mr. deMacedo of Plymouth, until two o'clock P.M.; and at seven minute after two o'clock the House was called to order with Mr. Donato in the Chair.

Order.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Shrewsbury,
land
exchange.

Third
reading
bill.

Third
reading
bills.

Recesses.

Next
sitting.

Mr. Sánchez of Boston then moved that as a mark of respect to the memory of Joseph S. Loughman, a member of the House from Boston from 1965 to 1968, inclusive, the House adjourn; and the motion prevailed.

Accordingly, at ten minutes after two o'clock P.M., on motion of Mr. Timilty of Milton (Mr. Donato of Medford being in the Chair), the House adjourned, to meet tomorrow at eleven o'clock A.M.